

EXHIBIT D

Page 1

1 UNITED STATES BANKRUPTCY COURT

2 SOUTHERN DISTRICT OF NEW YORK

3 Case No. 08-99000-smb

4 - - - - - x

5 In the Matter of:

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7 ADMINISTRATIVE CASE RE: 08-01789 (SECURITIES INVEST-

8 ADVERSARY PROCEEDING) ,

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10 Debtor.

11 - - - - - x

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13 Adv. Case No. 10-04995-smb

14 - - - - - x

15 IRVING H. PICARD, TRUSTEE FOR THE LIQUIDATION OF BERNARD L.

16 MADOFF INVESTMENT SECURITIES LLC,

17 Plaintiff,

18 v.

19 TRUST u/art FOURTH o/w/o ISRAEL WILENITZ,

20 Defendants.

21 - - - - - x

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Page 2

1 Adv. Case No. 10-05184-smb

2 - - - - - x

3 IRVING H. PICARD, TRUSTEE FOR THE LIQUIDATION OF BERNARD L.

4 MADOFF INVESTMENT SECURITIES LLC,

5 Plaintiff,

6 v.

7 LAURA ANN SMITH REVOCABLE LIVING TRUST et al.,

8 Defendants.

9 - - - - - x

10

11 Adv. Case No. 10-04352-smb

12 - - - - - x

13 IRVING H. PICARD, TRUSTEE FOR THE LIQUIDATION OF BERNARD L.

14 MADOFF INVESTMENT SECURITIES LLC,

15 Plaintiff,

16 v.

17 RAR ENTREPRENEURIAL FUND. LTD. et al.,

18 Defendants.

19 - - - - - x

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1 U.S. Bankruptcy Court
2 One Bowling Green
3 New York, NY 10004

5 | May 17, 2016

6 10:51 AM

9 B E F F O B F :

10 HON STUART M. BERNSTEIN
11 U.S. BANKRUPTCY JUDGE

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15 Hearing re: 10-04995-smb, 10-05184-smb, 10-04352-smb The
16 Trustee's Request For Leave To File A Motion For a
17 Protective Order in Wilentz.

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25 Transcribed by: Sonya Ledanski Hyde

1 A P P E A R A N C E S :

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3 **WINDELS MARX LANE & MITTENDORF, LLP**

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16 **BY: EDWARD J. JACOBS**

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24 **BY: HELEN DAVIS CHAITMAN, ESQ.**

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1 THE COURT: And, again, this comes back to my
2 understanding of the records. If you have tables of content
3 or indices...

4 MR. JACOBS: I do.

5 THE COURT: I don't want to see them now.

6 MR. JACOBS: Okay.

7 THE COURT: If you have those things and somebody
8 can look at them and see the subject matter of what they
9 want to look at, figure out what to look at, fine.

10 MR. JACOBS: There is a subfolder in Data Room 1
11 that is called DTC that has all of those records.

12 MS. CHAITMAN: I'm not asking for -- I have the
13 DTC records.

14 THE COURT: She wants other non-DTC records.

15 MR. JACOBS: To the extent we have them in
16 addition to publicly available information that we obtain,
17 it's all in the data room clearly labeled.

18 THE COURT: You'll have to show me when the time
19 comes. 17 -- these are the number of employees that work
20 for each unit.

21 MR. JACOBS: Yes, Your Honor. And as I had
22 mentioned before, we provided a specific chart that contains
23 this exact information, even though I believe we're not
24 obligated to because it had already been made available in
25 the data room and could've been found with the click of a